

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

COMMONWEALTH OF MASSACHUSETTS,

Plaintiff,

AQUINNAH/GAY HEAD COMMUNITY
ASSOCIATION, INC., and TOWN OF AQUINNAH,

Intervenor-Plaintiffs/Counterclaim-Defendants,

v.

THE WAMPANOAG TRIBE OF GAY HEAD
(AQUINNAH), THE WAMPANOAG TRIBAL
COUNCIL OF GAY HEAD, INC., and THE
AQUINNAH WAMPANOAG GAMING
CORPORATION,

Defendants/Counterclaim-Plaintiffs,

v.

CHARLES D. BAKER, in his official capacity as
GOVERNOR, COMMONWEALTH OF
MASSACHUSETTS, et al.,

Third-Party Defendants.

Civil Action
No. 13-13286-FDS

**INTERVENOR-PLAINTIFF/COUNTERCLAIM-DEFENDANT
AQUINNAH/GAY HEAD COMMUNITY ASSOCIATION, INC.’S
LOCAL RULE 56.1 STATEMENT**

Pursuant to Local Rule 56.1, although the Wampanoag Tribe of Gay Head (Aquinnah) and the Aquinnah Wampanoag Gaming Corporation’s (the “Tribe”) did not file a separate Local Rule 56.1 Statement in connection with its Motion for Summary Judgment, the Aquinnah/Gay Head Community Association, Inc. (“AGHCA”) responds to the “additional concise statements

of material fact” contained in the Tribe’s Motion for Summary Judgment (Dkt. 119 at pp.4-7) as follows:

- A. Disputed.
- B. Disputed.
- C. Disputed.
- D. Disputed.

The AGHCA further states that the question of the extent of the Tribe’s jurisdiction over the Settlement Lands is a legal question, rather than a factual dispute, and thus there are no material facts of record as to which there exists a genuine issue to be tried.

Respectfully submitted,

AQUINNAH/GAY HEAD COMMUNITY
ASSOCIATION, INC.

By its attorneys,

July 23, 2015

/s/ Felicia H. Ellsworth
Felicia H. Ellsworth (BBO# 665232)
Oramel H. Skinner (BBO# 680198)
WILMER CUTLER PICKERING
HALE AND DORR LLP
60 State Street
Boston, Massachusetts 02109
(617) 526-6000
Felicia.Ellsworth@wilmerhale.com
Oramel.Skinner@wilmerhale.com

James L. Quarles III (BBO# 408520)
WILMER CUTLER PICKERING
HALE AND DORR LLP
1875 Pennsylvania Avenue, N.W.
Washington, DC 20006
(202) 663-6000
James.Quarles@wilmerhale.com

CERTIFICATE OF SERVICE

In accordance with Local Rule 5.2(b), I hereby certify that this document filed through the ECF system on July 23, 2015, will be sent electronically to the registered participants as identified on the Notice of Electronic Filing.

/s/ Felicia H. Ellsworth
Felicia H. Ellsworth